



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

1743 #3  
Dle  
09/24/03

In re Patent Application of:

AMMANN *et al.*

Serial No. 10/073,346

Filed: February 13, 2002

For: INCUBATOR FOR USE IN AN  
AUTOMATED DIAGNOSTIC  
ANALYZER

) Group Art Unit: 1743  
)  
)  
) Examiner: Bex, P.  
)  
)

) Atty. Docket No. 2599-104-C2

) Confirmation No. 8235  
)  
)

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. § 1.97(b) & (c)**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

Applicants bring to the Examiner's attention the references listed on the enclosed form PTO/SB/08 (two copies) for consideration in connection with the examination of the above-identified application. A copy of each cited reference is enclosed herewith.

This Information Disclosure Statement is being submitted under 37 C.F.R. § 1.97(b) before the mailing date of a first Office action on the merits.

If Applicants are mistaken, and a first Office action on the merits was mailed on or before the certified date of mailing indicated below, then Applicants request that this Information Disclosure Statement be treated as a submission under 37 C.F.R. § 1.97(c) and that the fee due under 37 C.F.R. § 1.17(p) be charged to Deposit Account No. 07-0835 in the name of Gen-Probe Incorporated.

Applicants respectfully request that the Examiner indicate consideration of each cited reference by returning a copy of the enclosed form PTO/SB/08 with the Examiner's initials or other appropriate marks.

SUPPLEMENTAL IDS

Serial No. 10/073,346  
Atty. Docket No. 2599-104-C2

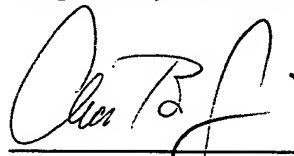
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I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is being deposited with sufficient postage on the date indicated below with the U.S. Postal Service as first class mail addressed to the Commissioner for Patents, Washington, D.C. 20231.

Respectfully Submitted,

Date: October 1, 2002

By:



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Registration No. 40,937  
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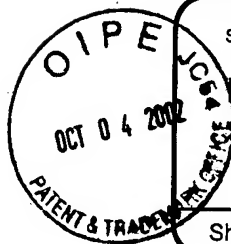
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# INFORMATION DISCLOSURE

## STATEMENT BY APPLICANT

Sheet	1	of	1
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<b>Application Number</b>	<b>10/073,346</b>
<b>Filing Date</b>	<b>February 13, 2002</b>
<b>First Named Inventor</b>	<b>AMMANN et al.</b>
<b>Group Art Unit</b>	<b>1743</b>
<b>Examiner Name</b>	<b>Bex, P.</b>
<b>Attorney Docket Number</b>	<b>2599-104-C2</b>

[illegible][illegible]Date  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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